

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DAC  
Patent *[Signature]*  
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22

In re Application of  
Bush

X

Examiner: C. Grant

Serial No.: 08/982,630

:

Group Art Unit: 2711

Filed: December 2, 1997

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For: DEVICE FOR CONTROLLING REMOTE  
INTERACTIVE RECEIVER

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X

**PETITION TO REVIVE UNINTENTIONALLY ABANDONED  
APPLICATION UNDER 37 CFR 1.137(b)**

Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

**RECEIVED**  
**APR 04 2001**  
**OFFICE OF PETITIONS**

S I R:

Applicant hereby submits this Petition to Revive Unintentionally Abandoned Application  
Under 37 CFR 1.137(b) in response to the Notice of Abandonment dated March 5, 2001.

Specifically, formal drawings were due to be submitted in connection with the above-  
referenced application on November 15, 2000. Applicant failed to submit said formal drawings  
by the due date. As a result, the above-referenced patent application was abandoned on February  
15, 2001. Applicant was advised of the abandonment upon receipt of a Notice of Abandonment  
dated March 5, 2001.

03/03/2001 CHUYEN 00000115 08982630 620.00 DP  
01 FD:241

Upon receiving the Notice of Abandonment, Applicant obtained the services of a draftsman to expeditiously prepare the required formal drawings. Therefore, pursuant to the requirements of 37 CFR 1.137(b)(3):

**i**

**Applicant hereby maintains that the entire delay in filing the required reply from the due date of the reply until the filing of this grantable petition under 37 CFR 1.137(b) was unintentional.**

Applicant also submits the following so as to continue the prosecution of the application:

a) in accordance with 37 CFR 1.137(b)(1), enclosed is the required reply, i.e.- a copy of the formal drawings;

b) in accordance with 37 CFR 1.137(b)(2), enclosed is a check in the amount of \$620.00 for the required petition fee, as set forth in 37 CFR 1.17(m).

### **Conclusion**

Applicant hereby files this Petition to Revive Unintentionally Abandoned Application Under 37 CFR 1.137(b) and respectfully requests that the application be deemed revived. Applicant also respectfully requests that the enclosed formal drawings be entered and that the application proceed to issuance.

### **Fees**

Any additional fees or charges required at this time in connection with this application

may be charged to Patent and Trademarks Office Deposit Account No. 19-2825.

Respectfully submitted,  
SOFER & HAROUN, LLP

By:

A handwritten signature in black ink, appearing to read 'J. Sofer', is written over a horizontal line.

Joseph Sofer

Reg. No. 34,438

342 Madison Avenue, Suite 1921

New York, New York 10173

(212) 697-2800

Dated: March 20, 2001

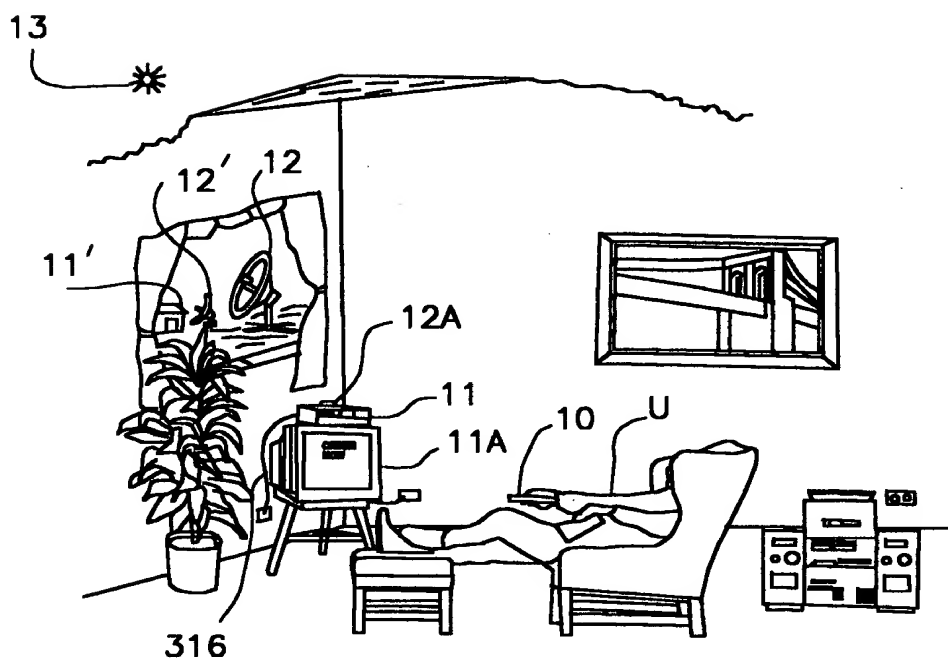


FIG. 1

2/13

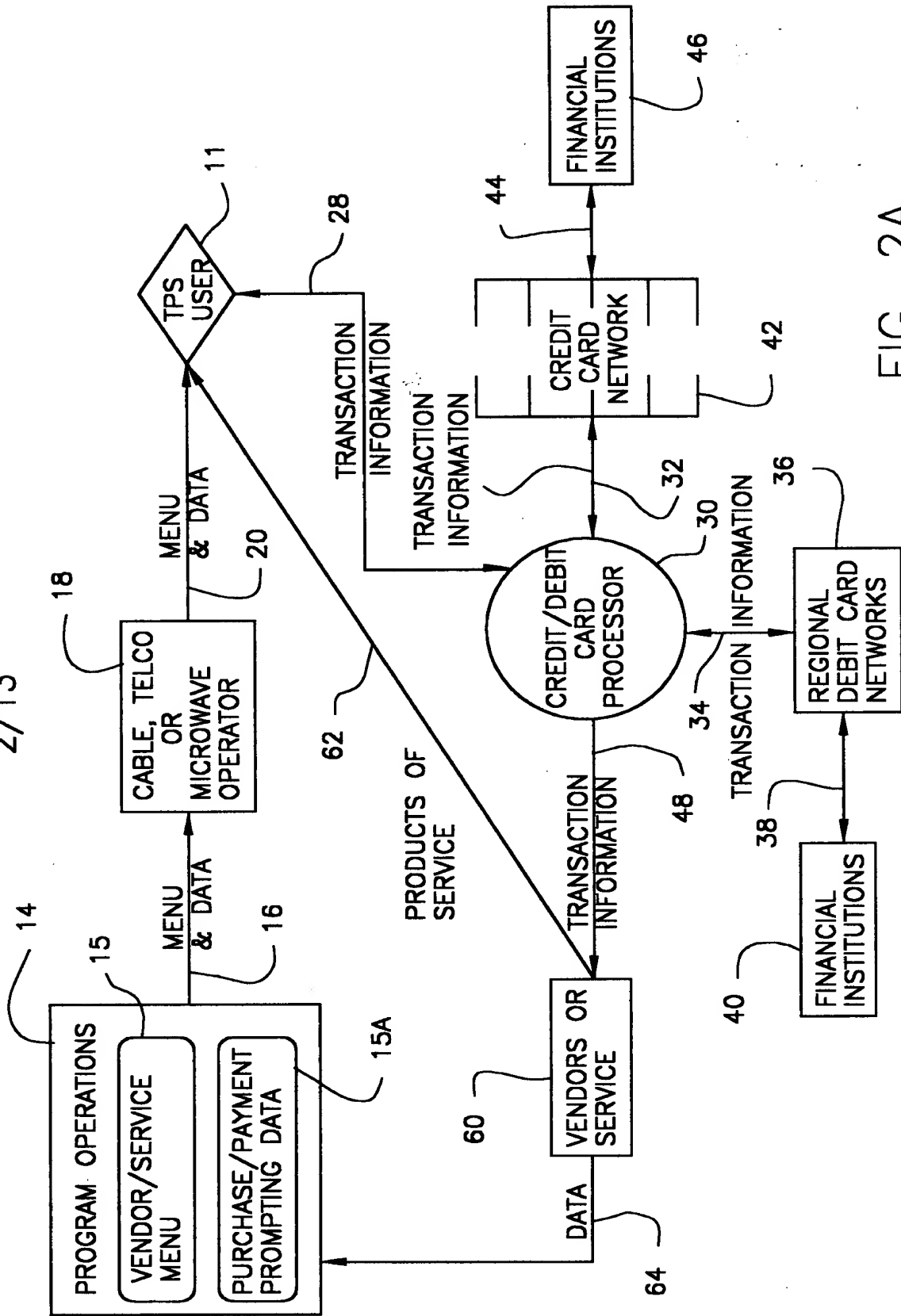


FIG. 2A

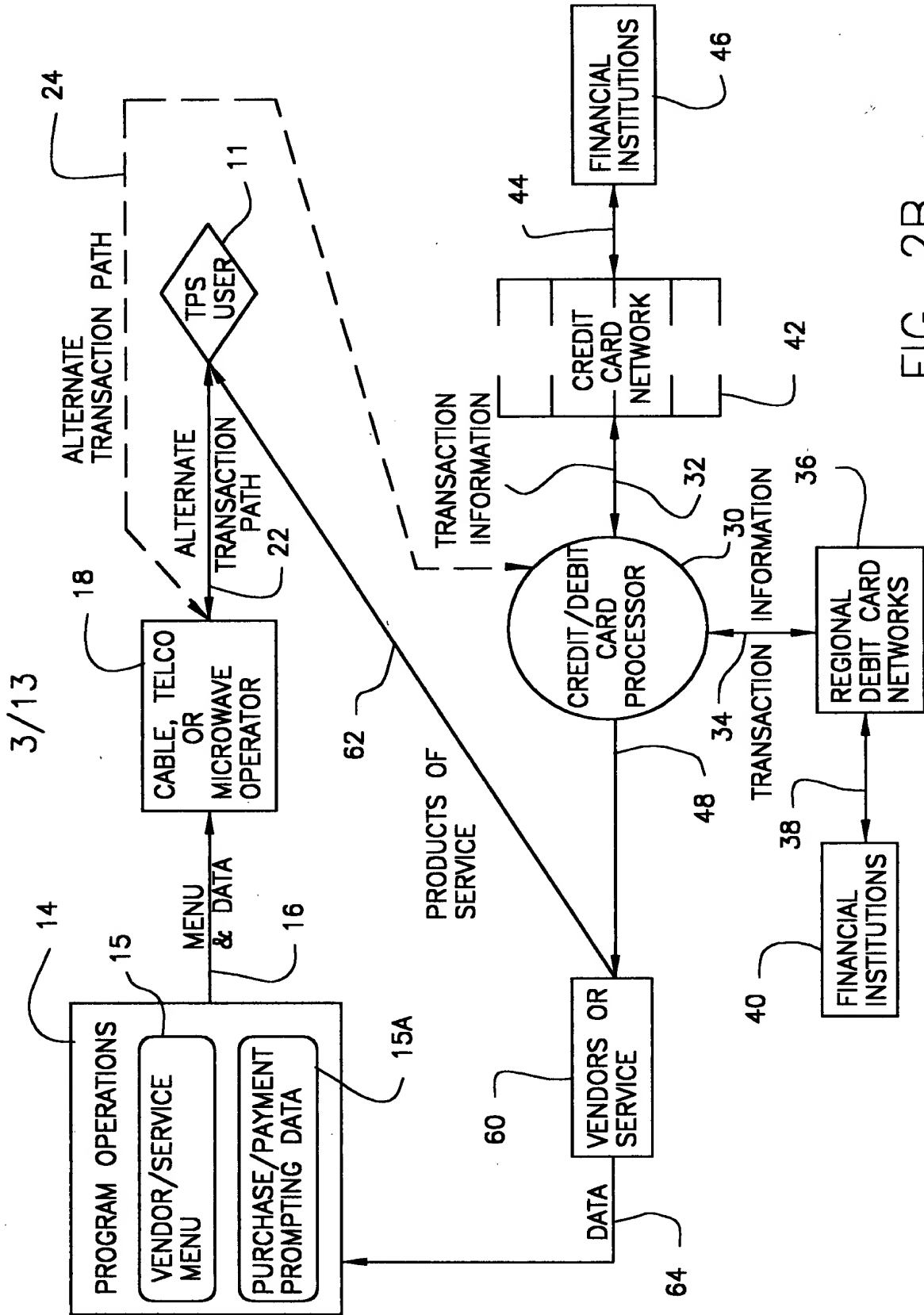


FIG. 2B



5/13

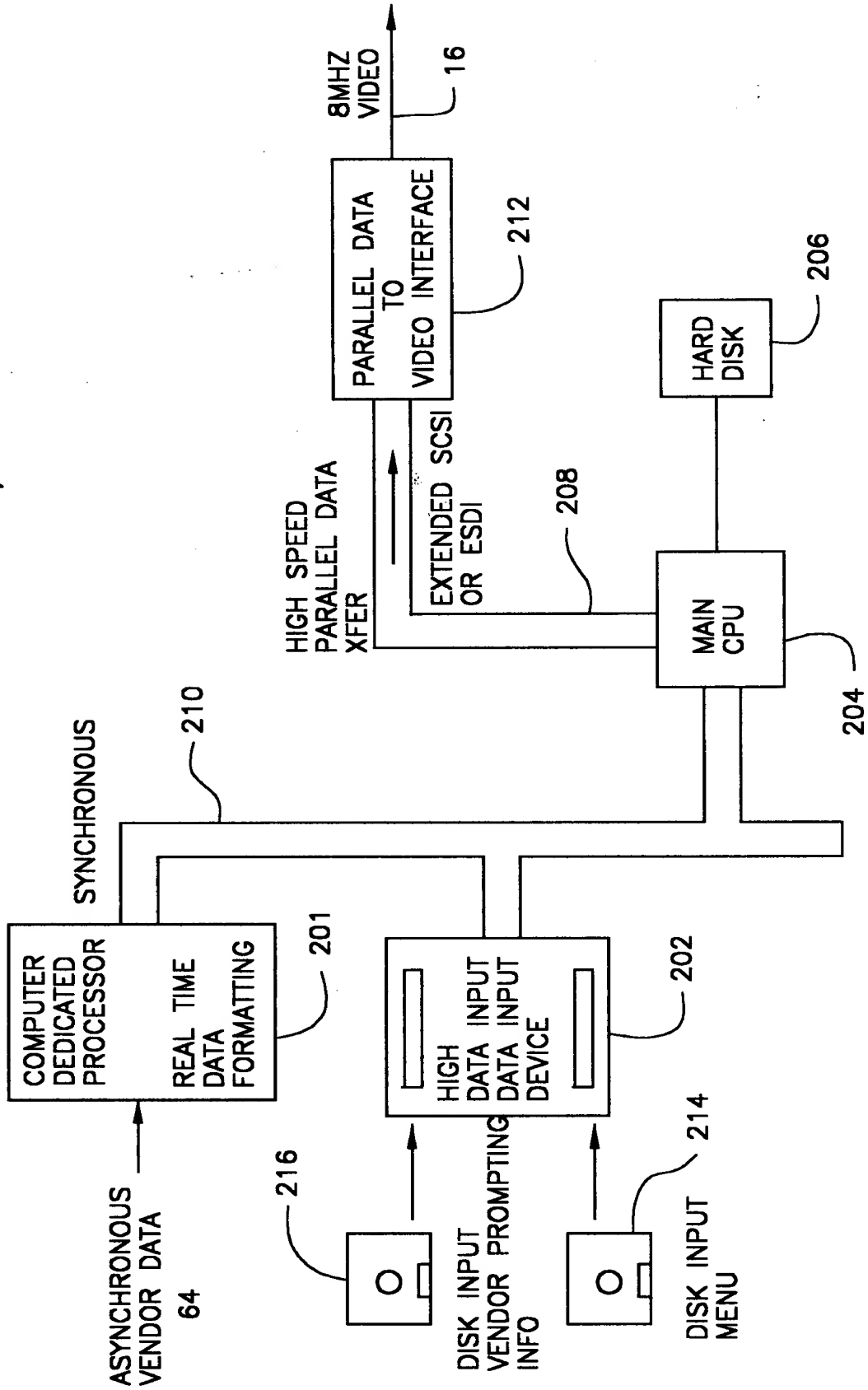


FIG. 4



APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

6/13

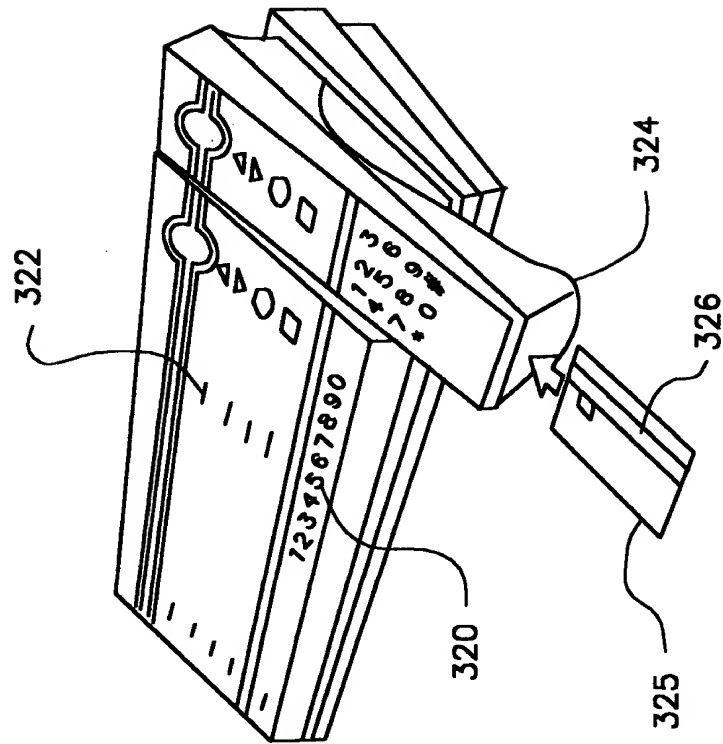


FIG. 5

APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

7/13

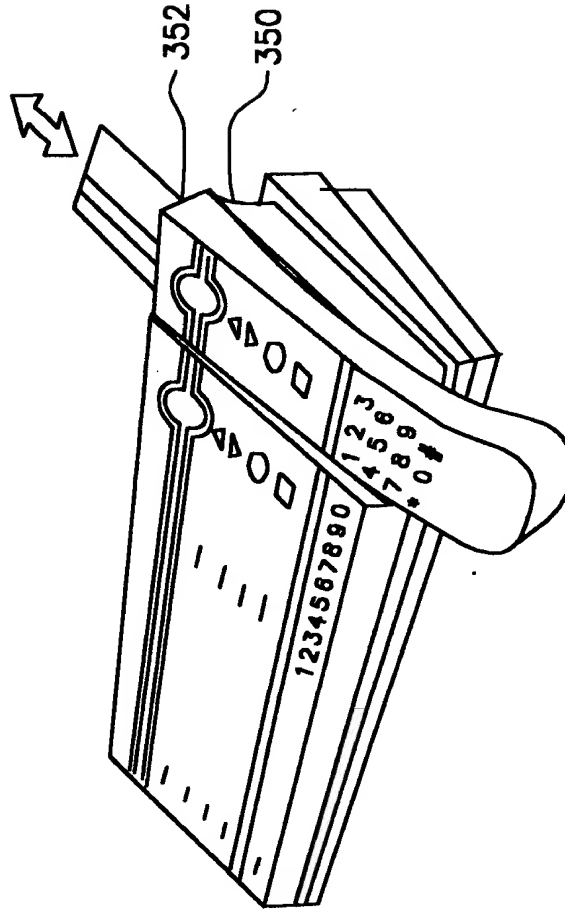


FIG. 6

APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

8/13

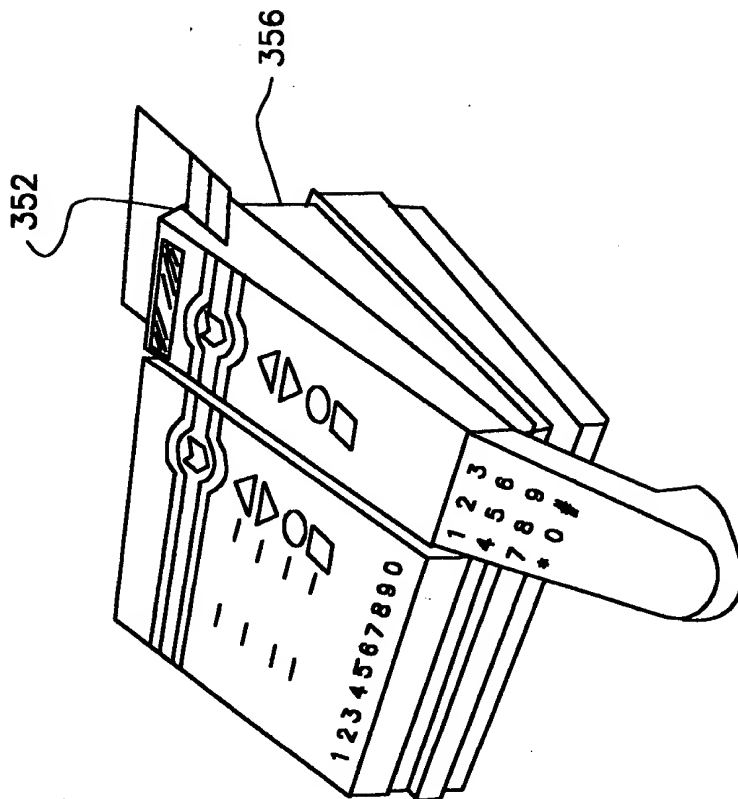
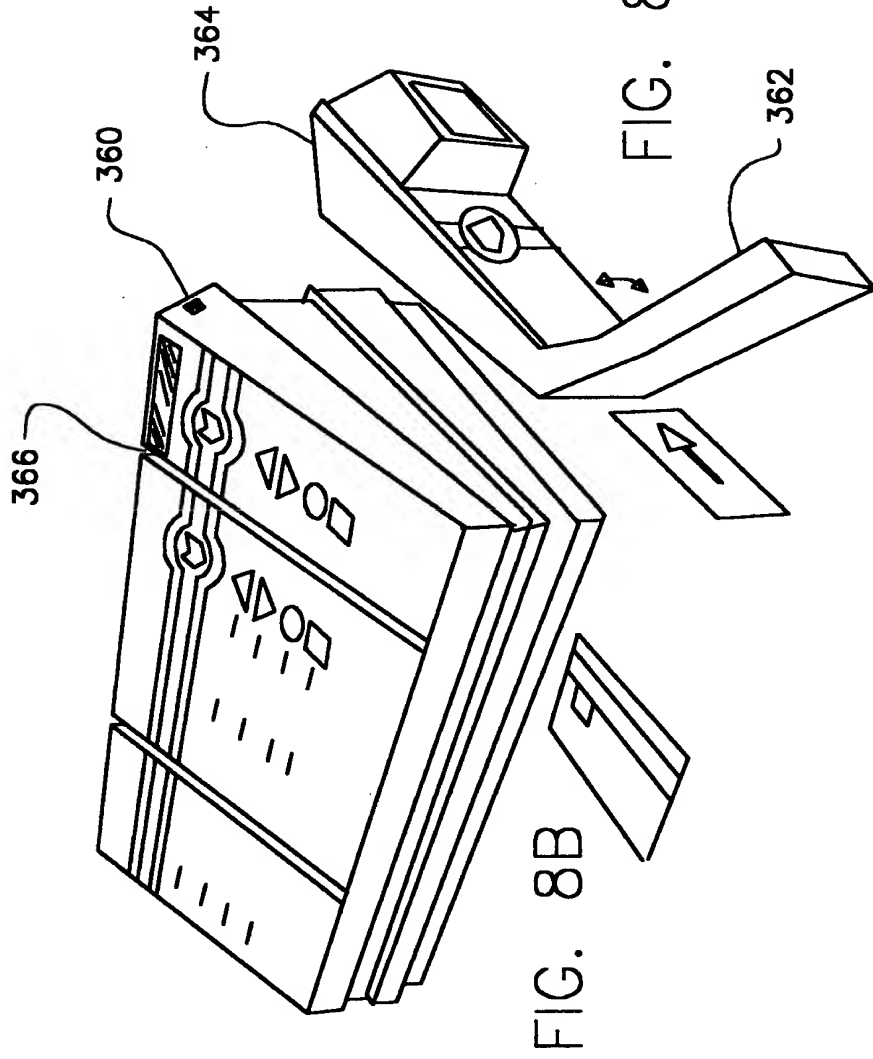


FIG. 7

APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

9/13



APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

10/13

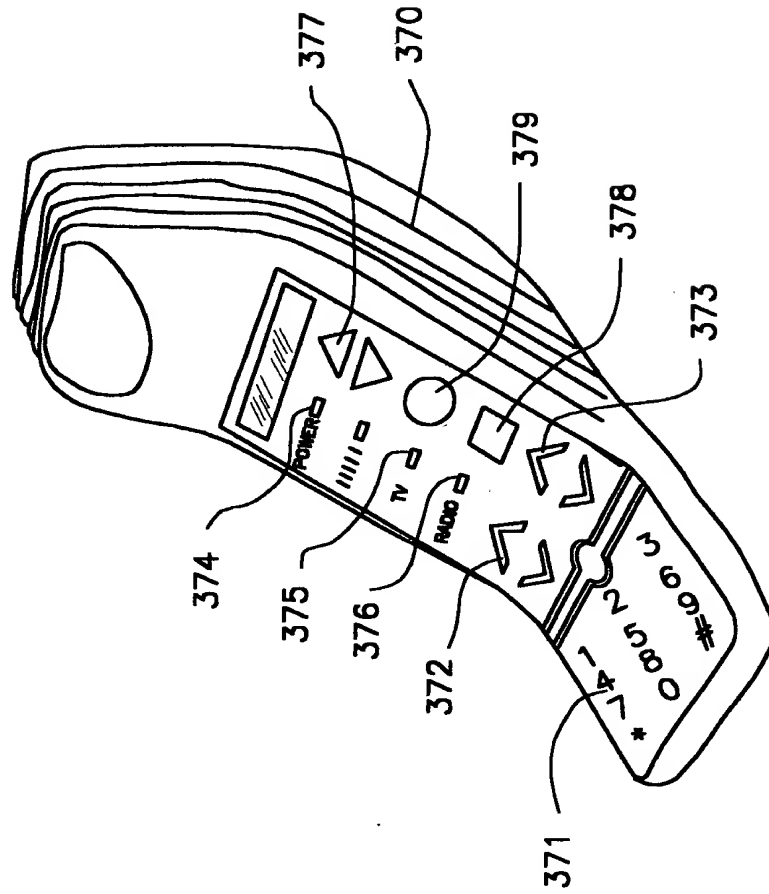


FIG. 9

11/13

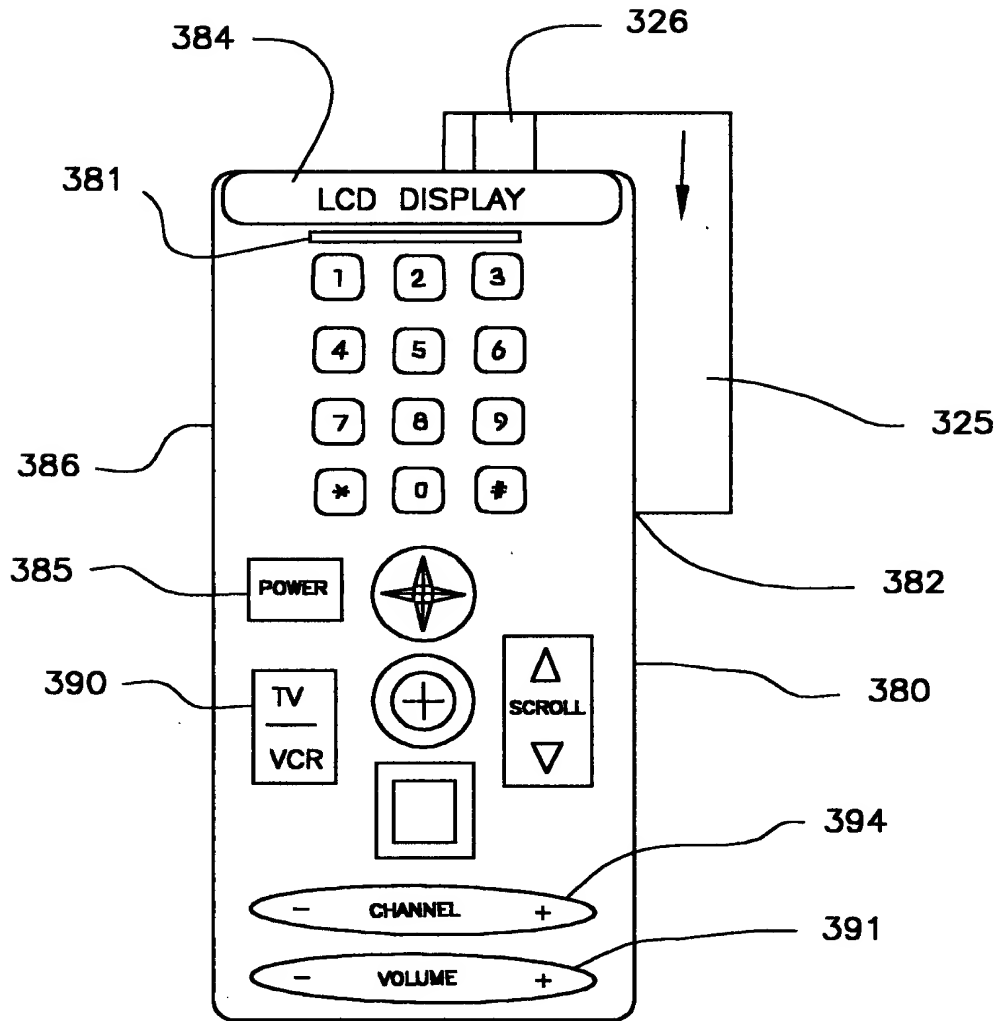


FIG. 10

APPROVED	O.G. FIG.	
BY	CLASS	SUBCLASS
DRAFTSMAN		

12/13

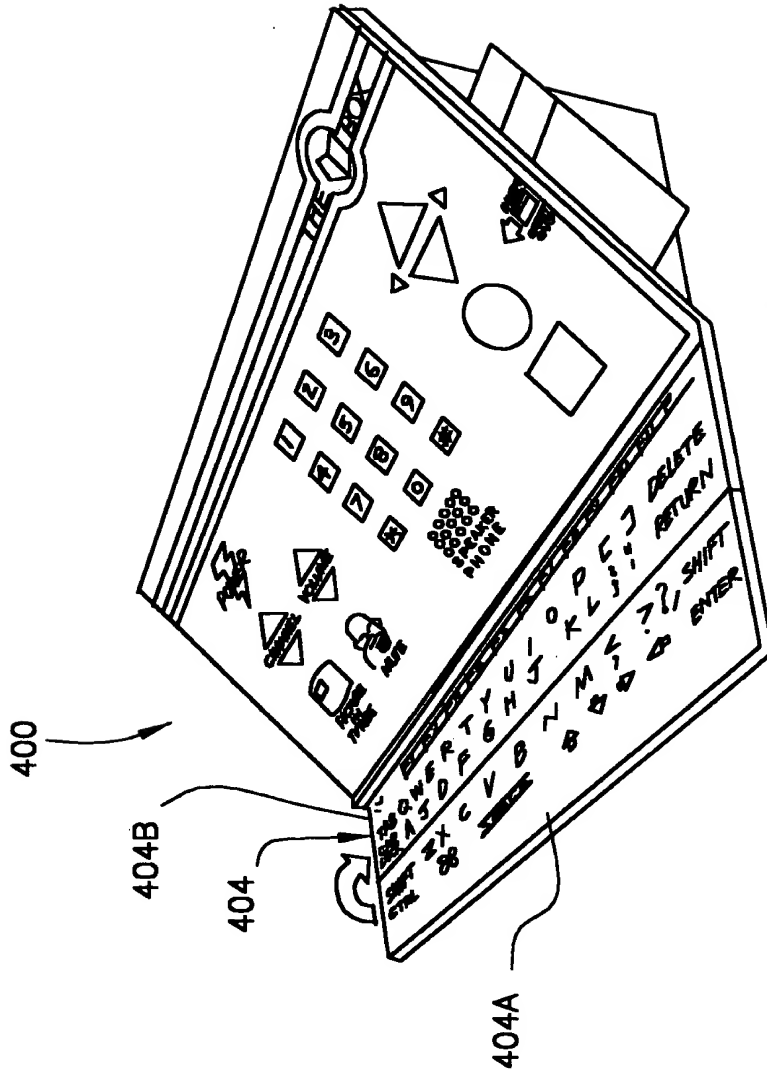


FIG. 11

13/13

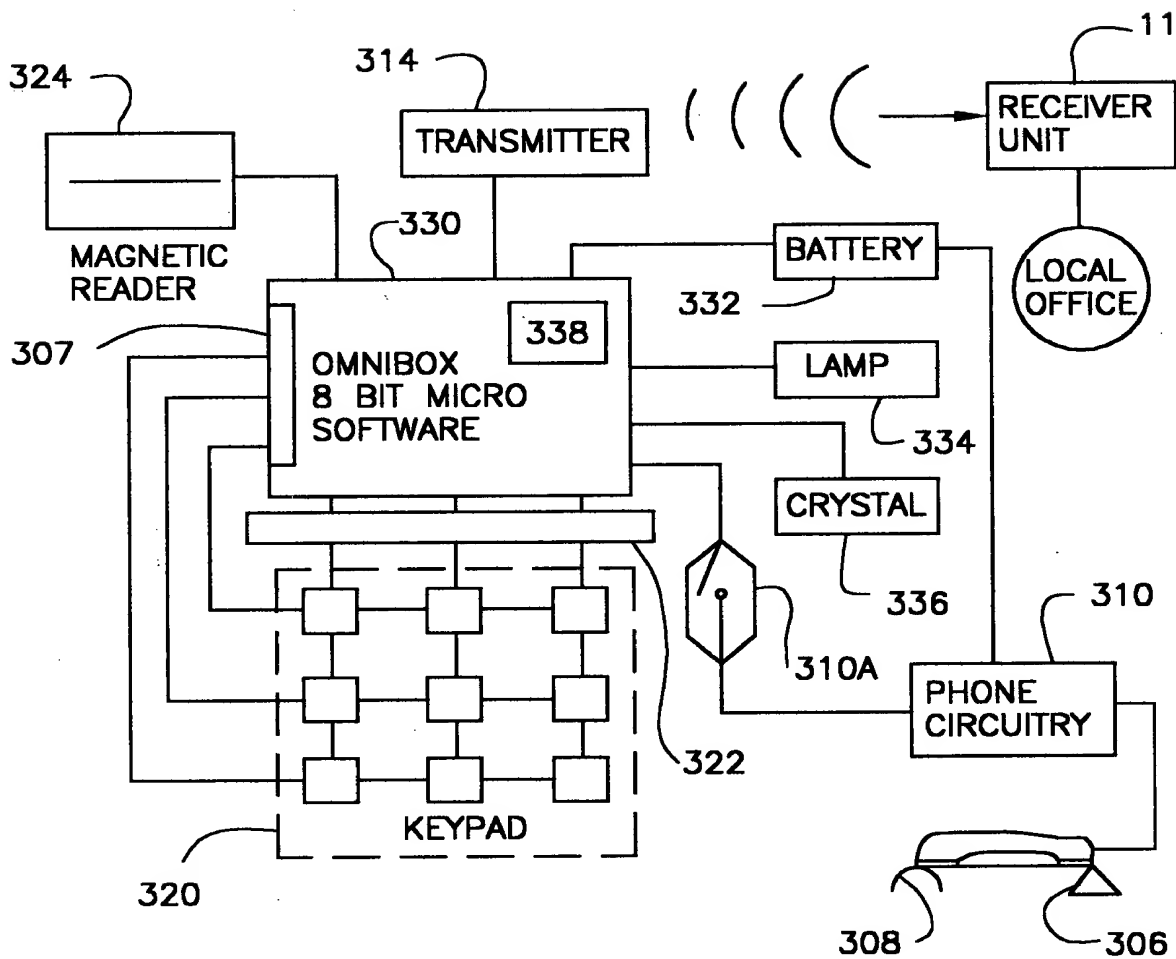


FIG. 12





538-004

**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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08/982,630	12/02/97	BUSH	T 1029-4012US3
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7542/0305

JOSEPH SOFER, ESQ.  
SOFER & HAROUN, LLP  
342 MADISON AVE  
SUITE 1921  
NEW YORK NY 10173

EXAMINER

GRANT, C

ART UNIT

PAPER NUMBER

2711

20

DATE MAILED:

**RECEIVED****NOTICE OF ABANDONMENT**

APR 04 2001

**OFFICE OF PETITIONS**

This application is abandoned in view of:

- ☐ Applicant's failure to timely file a proper response to the Office letter mailed on \_\_\_\_\_.
- ☐ A response (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_, which is after the expiration of the period for response (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
- ☐ A proposed response was received on \_\_\_\_\_, but it does not constitute a proper response to the final rejection.

(A proper response to a final rejection consists only of: a timely filed amendment which places the application in condition for allowance; a Notice of Appeal; or the filing of a continuing application under 37 CFR 1.62 (FWC).

- ☐ No response has been received.
- ☐ Applicant's failure to timely pay the required issue fee within the statutory period of three months from the mailing date of the Notice of Allowance.
- ☐ The issue fee (with a Certificate of Mailing or Transmission of \_\_\_\_\_) was received on \_\_\_\_\_.
- ☐ The submitted issue fee of \$ \_\_\_\_\_ is insufficient. The issue fee required by 37 CFR 1.18 is \$ \_\_\_\_\_.
- ☐ The issue fee has not been received.

☒ Applicant's failure to timely file new formal drawings as required in the Notice of Allowability.

- ☐ Proposed new formal drawings (with a Certificate of Mailing or Transmission of \_\_\_\_\_) were received on \_\_\_\_\_.
- ☐ The proposed new formal drawings filed \_\_\_\_\_ are not acceptable.
- ☒ No proposed new formal drawings have been received.

- ☐ The express abandonment under 37 CFR 1.62(g) in favor of the FWC application filed on \_\_\_\_\_.
- ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
- ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a) upon the filing of a continuing application.
- ☐ The decision by the Board of Patent Appeals and Interferences rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
- ☐ The reason(s) below:

**ABANDONMENT  
CONTACT PERSON IS:  
TOM HAWKINS  
305-8380**